Case 15-20497-TPA

Doc 62 Filed 08/18/18 Entered 08/19/18 00:48:58
Certificate of Notice Page 1 of 2
IN THE UNITED STATES BANKRUPTCY COURT

IN THE UNITED STATES BANKRUPTCY COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

Deschmaged 8/16/18/3:49 pm CLERK U.S. BANKRUPTCY COURT - WDPA

IN RE:

JAMES J. HADENAK and : Bankruptcy No. 15-20497 TPA

KIMBERLY R. HADENAK : Chapter 13

Debtor(s)

DITECH FINANCIAL, LLC

Movant

v. : Related to Claim No. 1

JAMES J. HADENAK and : KIMBERLY R. HADENAK :

Respondent(s)

ORDER

AND NOW, this 16th day of August, 2018, a Notice of Postpetition Mortgage Fees, Expenses and Charges ("Notice") having been filed by Ditech Financial LLC regarding Claim No. 1, and the Court having determined that the Notice, including any supplement thereto that was filed, has sufficient supporting documentation to meet the minimum required standard of proof, it is therefore ORDERED, ADJUDGED and DECREED that:

- (1) There is cause pursuant to Fed.R.Bankr.P. 9006(c)(2) to reduce the one-year period provided by Fed.R.Bankr. 3002.1(e) for the Debtor(s) to respond to the Notice because of the need to promptly determine the amount due, if any, under the Notice so as to maximize the opportunities for plan success.
- (2) *On or before September 6, 2018*, unless the Trustee first acts pursuant to Paragraph 3, the Debtor(s) shall file either:
 - (a) An AMENDED CHAPTER 13 PLAN;
 - (b) A **DECLARATION** that the existing Chapter 13 Plan is sufficient to fund the Plan with the additional debt provided in the *Notice*; or
 - (c) An *OBJECTION* to the *Notice* as stated, and shall self-schedule a hearing on the matter pursuant to the Court's procedures.
- (3) On or before September 6, 2018 the Trustee may file an Objection or Motion opposing the Notice as stated, and shall self-schedule a hearing on the matter pursuant to the Court's procedures.
- (4) The failure of either the Debtor(s) or the Trustee to timely file an Objection or Motion opposing the Notice shall result in the allowance of the fees, expenses, and charges set forth therein without further order, notice or hearing, provided however, that no payment thereon will be implemented by the Trustee until such time as Debtor(s) files an Amended Chapter 13 Plan or Declaration, whichever is applicable as required by this Order.

Thomas P. Agresti, Judge

United States Bankruptcy Court

Case Administrator to serve: Debtor, Counsel for the Debtor, Claimant

Case 15-20497-TPA Doc 62 Filed 08/18/18 Entered 08/19/18 00:48:58 Desc Imaged

Certificate of Notice Page 2 of 2
United States Bankruptcy Court Western District of Pennsylvania

In re: James J. Hadenak Kimberly R. Haden R. Hadenak Debtors

Case No. 15-20497-TPA Chapter 13

CERTIFICATE OF NOTICE

District/off: 0315-2 User: mgut Page 1 of 1 Date Rcvd: Aug 16, 2018

Form ID: pdf900 Total Noticed: 4

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on

Aug 18, 2018.

Ditech Financial LLC, PO ROY 6154 db/jdb Kimberly R. Hadenak, +James J. Hadenak. New Salem, PA 15468-0723 +Tyler Scarborough, PO BOX 6154, Rapid City, SD 57709-6154

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

E-mail/Text: bankruptcy.bnc@ditech.com Aug 17 2018 01:59:23 DITECH FINANCIAL LLC,

P.O. Box 6154, Rapid City, SD 57709-6154

+E-mail/Text: bankruptcy.bnc@ditech.com Aug 17 2018 01:59:23 cr Ditech Financial LLC,

PO BOX 0049, Palatine, IL 60055-0001

TOTAL: 2

***** BYPASSED RECIPIENTS *****

NONE. TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Aug 18, 2018 Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on August 16, 2018 at the address(es) listed below:

Daniel R. White on behalf of Debtor James J. Hadenak dwhite@zeblaw.com,

gianna@zeblaw.com;dwhite.zmw@gmail.com;r63228@notify.bestcase.com Daniel R. White on behalf of Joint Debtor Kimberly R. Hadenak dwhite@zeblaw.com, gianna@zeblaw.com;dwhite.zmw@gmail.com;r63228@notify.bestcase.com Daniel R. White on behalf of Plaintiff Kimberly R. Hadenak dwhite@zeblaw.com, gianna@zeblaw.com;dwhite.zmw@gmail.com;r63228@notify.bestcase.com Daniel R. White on behalf of Plaintiff James J. Hadenak dwhite@zeblaw.com, gianna@zeblaw.com;dwhite.zmw@gmail.com;r63228@notify.bestcase.com James Warmbrodt on behalf of Creditor U.S. Bank, N.A. Et Al... bkgroup@kmllawgroup.com Joshua I. Goldman on behalf of Creditor U.S. Bank, N.A. Et Al... bkgroup@kmllawgroup.com Office of the United States Trustee ustpregion03.pi.ecf@usdoj.gov Ronda J. Winnecour cmecf@chapter13trusteewdpa.com

TOTAL: 8